

DETAILED ACTION

Specification

Applicant is reminded of the proper language and format for an abstract of the disclosure.

The abstract should be in narrative form and generally limited to a single paragraph on a separate sheet within the range of 50 to 150 words. It is important that the abstract not exceed 150 words in length since the space provided for the abstract on the computer tape used by the printer is limited. The form and legal phraseology often used in patent claims, such as "means" and "said," should be avoided. The abstract should describe the disclosure sufficiently to assist readers in deciding whether there is a need for consulting the full patent text for details.

The language should be clear and concise and should not repeat information given in the title. It should avoid using phrases which can be implied, such as, "The disclosure concerns," "The disclosure defined by this invention," "The disclosure describes," etc.

The applicant's current abstract exceeds 150 words in length. Appropriate correction is required.

Claim Rejections - 35 USC § 101

35 U.S.C. 101 reads as follows:

Whoever invents or discovers any new and useful process, machine, manufacture, or composition of matter, or any new and useful improvement thereof, may obtain a patent therefor, subject to the conditions and requirements of this title.

Claim 36 fails to define a statutory process. A process consisting solely of mathematical operation does not manipulate appropriate subject matter and thus cannot

constitute a statutory process. To be statutory there must be sufficient structural and functional interrelationships between the computer program and other claimed elements of a computer or processor which permit the computer program's functionality to be realized. For the claim to be statutory process must be tied to another statutory class such as a particular apparatus and transform underlying subject matter to different state or thing. If the requirement is not met by the claim, the method is not a patent eligible process under § 101 and should be rejected as being directed to non-statutory subject matter.

Allowable Subject Matter

Claims 19-35 are set in a condition for allowance since none of the cited prior art discloses or suggests an evaluation unit that can control adjustment of the vehicle units, based on a comparison between the determined actual and setpoint values of the yaw rate variable, such that the determined actual assumes the determined setpoint value; and if the setpoint value of the yaw rate variable exceeds the threshold value of the yaw rate variable, to avoid rollover of the vehicle the evaluation unit limits the determined setpoint value of the yaw rate variable to the determined threshold value of the yaw rate variable; wherein, the evaluation unit determines the threshold value of the yaw rate variable as a function of a threshold value of a roll angle variable which describes a roll angle of the vehicle.

Conclusions

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Tuan C To whose telephone number is (571) 272-6985. The examiner can normally be reached on from 8:00AM to 5:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jack Keith can be reached on 571-272-6878.

The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/Tuan C To/

Primary Examiner of Art Unit 3663/3600

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